

PATENT
Customer Number 22,852
Attorney Docket No. 5725.0869-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Prior Application Art Unit: 3732 Prior Application Examiner: E. Robert

1c929 U.S. PTO
09/809268
03/16/01

SIR: This is a request for filing a Continuation Application under 37 C.F.R. § 1.53(b) of pending prior Application No. 09/195,710 filed November 19, 1998 of Jean-Louis H. GUERET for PRODUCT APPLICATOR AND PACKAGING UNIT COMPRISING SUCH APPLICATOR.

1. ☒ Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior Application No. 09/195,710 as originally filed on November 19, 1998, which is incorporated herein by reference.
2. ☐ Enclosed is a substitute specification under 37 C.F.R. § 1.125.
3. ☐ Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 1.22(b)(2)(B)(i).
4. ☐ Cancel Claims .
5. ☒ A Preliminary Amendment is enclosed.
6. ☐ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 5 above.

| | | | | | | |
|-----------------------------------------------------------------|------------------|---|-------|--------------|--------|-------------|
| Basic Application Filing Fee | | | | | \$710 | \$ 710.00 |
| | Number of Claims | | Basic | Extra Claims | | |
| Total Claims | 200 | - | 20 | 180 | x \$18 | 3,240.00 |
| Independent Claims | 10 | - | 3 | 7 | x \$80 | 560.00 |
| <input type="checkbox"/> Presentation of Multiple Dep. Claim(s) | | | | | +\$270 | |
| Subtotal | | | | | | \$ 4,510.00 |
| Reduction by 1/2 if small entity | | | | | | - |
| TOTAL APPLICATION FILING FEE | | | | | | \$ 4,510.00 |

09/809268

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202-408-4000

7. ☒ A check in the amount of \$4,510.00 to cover the \$710.00 filing fee and \$3,240.00 extra claim fee, and \$560.00 extra independent claim fee is enclosed.
8. ☒ The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
9. ☒ Amend the specification by inserting before the first line, the following new paragraph:

al
11/18
rejection
This is a continuation of Application No. 09/195,710, filed November 19, 1998, ~~which~~ ^{now abandoned} is a continuation of U.S. Application No. 08/807,276 filed February 28, 1997, now U.S. Patent No. 5,913,318, issued June 22, 1999, all of which are incorporated herein by reference.

10. ☐ New formal drawings are enclosed.
11. ☒ The prior application is assigned of record to: L'Oreal at Reel 8624, Frame 0982 on July 24, 1997.
12. ☒ Priority of Application No. 96-02625, filed on March 1, 1996 in France is claimed under 35 U.S.C. § 119. A certified copy is on file in the prior application.
13. ☐ A verified statement claiming small entity status
- ☐ is enclosed or ☐ is on file in the prior application.
14. ☐ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup,

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09/195,710
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15. ☐ The power appears in the original declaration of the prior application.
16. ☐ Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.
17. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852.**
18. ☒ Applicant will soon be filing a Power of Attorney.
19. ☐ Also enclosed is _____

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in the parent Application No. 09/195,710, filed November 19, 1998, for the purpose of maintaining copendency between the

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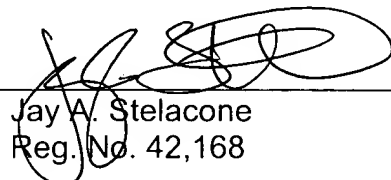
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parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 16, 2001

By: _____


Jay A. Stelacone
Reg. No. 42,168

06-0916-03404

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